

Message Text

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ORIGIN PM-04

INFO OCT-01 EA-07 ISO-00 DODE-00 L-03 MC-02 CIAE-00 INR-07

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DRAFTED BY PM/SAS:RJSLOTT:RF

APPROVED BY PM/SAS - DJJAMES

DOD/ISA - COL. MILBURN

EA/RA - COL. BAILEY

L/PM - MR. BOREK

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R 140658Z FEB 76

FM SECSTATE WASHDC

TO AMEMBASSY CANBERRA

AMEMBASSY WELLINGTON

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E.O. 11652: N/A

TAGS: MASS, AS, NZ, US

SUBJECT: GOA SALE OF SMOKE CARTRIDGES TO GNZ

1. DEPARTMENT IS IN RECEIPT OF REQUEST FROM AUSTRALIAN EMBASSY TO APPROVE SALE TO GNZ OF 200 105MM SMOKE CARTRIDGES WITH FUSES. IN ACCORDANCE WITH SECTION 3(A) OF THE FOREIGN MILITARY SALES ACT (FMSA), USG APPROVAL IS REQUIRED FOR TRANSFER OF THIS US-ORIGIN MUNITION TO A THIRD COUNTRY.

2. FOR CANBERRA: YOU MAY INFORM APPROPRIATE GOA OFFICIALS THAT USG IS PREPARED TO APPROVE SALE PENDING OUR RECEIPT OF STANDARD TRANSFER ASSURANCES IN WRITING FROM GNZ. IN ADDITION, PURSUANT TO SECTION 3(A) OF THE FMSA, WE ARE NOTIFYING CONGRESS IN ADVANCE THAT WE INTEND TO APPROVE THIS TRANSFER. WHILE WE ANTICIPATE NO

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DIFFICULTIES WITH THESE TWO REQUIREMENTS, YOU SHOULD

EMPHASIZE TO GOA THAT USG FINAL APPROVAL CAN NOT BE PROVIDED UNTIL BOTH REQUIREMENTS ARE COMPLETED.

3. FOR WELLINGTON: EMBASSY IS REQUESTED TO OBTAIN FROM THE GNZ THIRD-PARTY TRANSFER ASSURANCES IN WRITING AS FOLLOWS: "THE MINISTRY OF FOREIGN AFFAIRS OF THE GNZ

PRESENTS ITS COMPLIMENTS TO THE EMBASSY OF THE UNITED STATES OF AMERICA AND HAS THE HONOR TO CALL TO THE ATTENTION OF THE EMBASSY THE PROPOSED PURCHASE BY THE GNZ FROM THE GOA OF 200 105MM SMOKE CARTRIDGES WITH FUSES. THE GNZ UNDERSTANDS THAT THE CONSUMMATION OF THIS TRANSACTION IS DEPENDENT UPON THE RECEIPT BY THE GOVERNMENT OF AUSTRALIA OF WRITTEN CONSENT TO THE SALE FROM THE GOVERNMENT OF THE UNITED STATES, AND FURTHER UNDERSTANDS THAT IN KEEPING WITH UNITED STATES LAW AND REGULATIONS, THE GOVERNMENT OF THE UNITED STATES MAY GIVE SUCH CONSENT ONLY UPON BEING FURNISHED WITH ASSURANCES FROM THE GNZ THAT IT WILL NOT TRANSFER BY ANY MEANS SUCH DEFENSE ARTICLES TO ANY OTHER COUNTRY, INTERNATIONAL ORGANIZATION, OR PERSON WITHOUT FIRST OBTAINING THE WRITTEN CONSENT OF THE GOVERNMENT OF THE UNITED STATES. IN ACCORDANCE WITH THE FOREGOING, THE GNZ HEREBY GIVE-ITS ASSURANCES THAT IT WILL NOT TRANSFER THESE SMOKE CARTRIDGES WITH FUSES WHICH IT PROPOSES TO PURCHASE FROM THE GOVERNMENT OF AUSTRALIA BY SALE, LEASE, RELEASE, ASSIGNMENT, LOAN, CONVEYANCE, OR ANY OTHER MEANS TO ANOTHER GOVERNMENT, INTERNATIONAL ORGANIZATION, OR PERSON WITHOUT FIRST OBTAINING THE WRITTEN APPROVAL OF THE UNITED STATES GOVERNMENT. (FORMAL CLOSE).'

4. PLEASE INFORM DEPARTMENT WHEN ABOVE ASSURANCES ARE RECEIVED AND PROVIDE COPY OF TEXT BY POUCH (ATTENTION: PM/SAS). INGERSOLL

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Margaret P. Grafeld
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